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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Roger Randolph,

Petitioner,

v.

Renee Baker, *et al.*,

Respondents.

Case No. 2:18-cv-00449-RFB-VCF

**Unopposed motion for extension of
time to file an opposition to motion
to dismiss**

(First request)

1 Petitioner Roger Randolph moves this Court for the entry of an order
2 extending the time within which he must file an opposition to motion to dismiss by
3 45 days from July 29, 2022, to and including September 12, 2022. The State, by
4 Senior Deputy Attorney General Erica Berrett, does not object to this request.

5 This motion is not filed for the purposes of delay but in the interests of
6 justice, as well as in the interests of Randolph.

7 Respondents filed a renewed motion to dismiss Randolph's second amended
8 petition on June 15, 2022.¹

9 Counsel's schedule and circumstances beyond her control have prevented her
10 from drafting Randolph's opposition to motion to dismiss by July 29, 2022.
11 Counsel was out of the office from June 17—June 26, 2022. Counsel also travelled
12 to Houston, TX on July 12, 2022, for a client interview on a § 2255 case, and will
13 travel to Carson City from July 26-27, 2022 for a parole hearing. Counsel is also
14 taking annual leave from July 28—August 3, 2022. In addition, counsel has had the
15 following deadlines and filings: (1) a response to opposition to motion to file a second
16 amended petition in *Allen v. Garrett*, case no: 3:22-cv-00176-ART-CSD on June 27,
17 2022; (2) motion to stay in *Coca v. Baker*, 2:20-cv-01494-KJD-DJA on July 15, 2022;
18 (3) motion to compel discovery and motion for deposition in the Eighth Judicial
19 District Court in *Ford v. State* on July 21, 2022; (4) reply to State's post-hearing
20 brief in the Second Judicial District Court in *Voss v. State* on July 22, 2022; (5)
21 opposition to motion to dismiss in *Eubanks v. Baker*, case no: 3:16-cv-00336-MMD-
22 CSD on July 22, 2022; (6) motion to stay in *Guevara-Pontifies v. Baker*, case no:
23 3:20-cv-00652-ART-CSD, on July 22, 2022.

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27 ¹ ECF No. 62.

For these reasons, counsel respectfully asks this Court to grant Randolph's request to extend the time for filing an opposition to motion to dismiss by 45 days until September 12, 2022.

Dated July 25, 2022.

Respectfully submitted,

Rene L. Valladares
Federal Public Defender

/s/ Kimberly Sandberg

Kimberly Sandberg
Assistant Federal Public Defender

IT IS SO ORDERED:


RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE
DATED this 25th day of July, 2022.